Form (3)

P000157

THE REPUBLIC OF THE UNION OF MYANMAR

Myanmar Investment Commission

PERMIT

Permit No. 208 /2019 Dated 27 November 2019

This permit is issued by the Myanmar Investment Commission in accordance with section 25 (c) of the Myanmar Investment Law.

(1) Investor Name U MIN ZAW HTWE

(2) Citizenship MYANMAR

(3) Residential Address NO.92, ALAE STREET, KANYONE WARD, DAWEI

(4) Name and Address of Principal Organization SHWE GABAR MIN COMPANY LIMITED, NO.92, ALAE STREET, KANYONE WARD, DAWEI

(5) Place of Incorporation MYANMAR

(6) Type of Business CRUSHING AND SALES OF CRUSHED STONE

(7) Place(s) of Investment Project HOLDING NO. N-383, N-386, KWIN NO. 26/OSS(PAYADAT KYAYTAINGPYIN KWIN), PAYADAT VILLAGE TRACT, YEBYU TOWNSHIP, DAWEI DISTRICT, TANINTHARYI REGION

(8) Foreign Capital Amount US$ 6.000 MILLION

(9) Period for Foreign Capital to be brought in WITHIN TWO YEARS FROM THE DATE OF ISSUANCE OF PERMIT

(10) Total Amount of Capital (Kyat) EQUIVALENT IN KYAT OF US$ 7.500 MILLION (INCLUDING US$ 6.000 MILLION)

(11) Construction/ Preparation Period 2 YEARS

(12) Validity of Permit 30 YEARS

(13) Form of Investment JOINT VENTURE

(14) Name of Company Incorporated in Myanmar SHWE GABAR HLWAN COMPANY LIMITED

Myanmar Investment Commission

Thaung Tun

(Thaung Tun)

Chairperson

ပြည်ထောင်စုသမ္မတမြန်မာနိုင်ငံတော်
မြန်မာနိုင်ငံရင်းနှီးမြှုပ်နှံမှုကော်မရှင်
ခွင့်ပြုမိန့်

ခွင့်ပြုမိန့်အမှတ် ၂၀၈ /၂၀၁၉ ၂၀၁၉ ခုနှစ်၊ နိုဝင်ဘာ လ 27 ရက်

မြန်မာနိုင်ငံ ရင်းနှီးမြှုပ်နှံမှုကော်မရှင်သည် မြန်မာနိုင်ငံ ရင်းနှီးမြှုပ်နှံမှု ဥပဒေပုဒ်မ ၂၅၊ (ဂ) အရ ဤခွင့်ပြုမိန့်ကို ထုတ်ပေးလိုက်သည် -

(၁) ရင်းနှီးမြှုပ်နှံသူ/ ကမကထပြုသူအမည် ဦးမင်းဇော်ထွေး

(၂) နိုင်ငံသား မြန်မာ

(၃) နေရပ်လိပ်စာ အမှတ်-၉၂၊ အလယ်လမ်း၊ ကညွှံရပ်၊ ထားဝယ်မြို့

(၄) ပင်မအဖွဲ့အစည်းအမည်နှင့်လိပ်စာ SHWE GABAR MIN COMPANY LIMITED၊ အမှတ်-၉၂၊ အလယ်လမ်း၊ ကညွှံရပ်၊ ထားဝယ်မြို့

(၅) ဖွဲ့စည်းရာအရပ် မြန်မာ

(၆) ရင်းနှီးမြှုပ်နှံသည့်လုပ်ငန်းအမျိုးအစား ကျောက်ကြိတ်ခွဲခြင်းနှင့်ဖြန့်ဖြူးရောင်းချခြင်းလုပ်ငန်း

(၇) ရင်းနှီးမြှုပ်နှံသည့်အရပ်ဒေသ(များ) ဦးပိုင်အမှတ် N-၃၈၃၊ N-၃၈၆၊ ကွင်းအမှတ်-၂၆/OSS ပရဒတ်ကြေးတိုင်ပြင်ကွင်း၊ ပရဒတ်ကျေးရွာအုပ်စု၊ ရေဖြူမြို့နယ်၊ ထားဝယ်ခရိုင်၊ တနင်္သာရီတိုင်းဒေသကြီး

(၈) နိုင်ငံခြားမတည်ငွေရင်းပမာဏ အမေရိကန်ဒေါ်လာ ၆.၀၀၀ သန်း

(၉) နိုင်ငံခြားမတည်ငွေရင်းယူဆောင်လာရမည့်ကာလ ခွင့်ပြုမိန့်ရရှိသည့်နေ့မှ ၂ နှစ်အတွင်း

(၁၀) စုစုပေါင်းမတည်ငွေရင်းပမာဏ(ကျပ်) အမေရိကန်ဒေါ်လာ ၇.၅၀၀ သန်းနှင့်ညီမျှသော မြန်မာကျပ်ငွေ(အမေရိကန်ဒေါ်လာ ၆.၀၀၀ သန်းအပါအဝင်)

(၁၁) တည်ဆောက်မှု/ပြင်ဆင်မှုကာလ ၂ နှစ်

(၁၂) ရင်းနှီးမြှုပ်နှံမှုခွင့်ပြုသည့် သက်တမ်း ၃၀ နှစ်

(၁၃) ရင်းနှီးမြှုပ်နှံမှုပုံစံ ဖက်စပ်နိုင်ငံခြားရင်းနှီးမြှုပ်နှံမှု

(၁၄) မြန်မာနိုင်ငံတွင် ဖွဲ့စည်းမည့် ကုမ္ပဏီအမည် SHWE GABAR HLWAN COMPANY LIMITED

Thaung Tun

(သောင်းထွန်း)

ဥက္ကဋ္ဌ

THE REPUBLIC OF THE UNION OF MYANMAR
MYANMAR INVESTMENT COMMISSION
No.(1), Thitsar Road, Yankin Township, Yangon

Our ref: MIC-5(O)/P-044/2019(543-A)

Dated : 27 November 2019

Subject: Decision of the Myanmar Investment Commission regarding permit for crushing and sales of crushed stone under the name of Shwe Gabar Hlwan Company Limited

Reference: Shwe Gabar Hlwan Company Limited's Letter dated 19st August 2019

1. The Myanmar Investment Commission, at its 18/2019 meeting held on 16th November 2019, granted approval to Shwe Gabar Hlwan Company limited, a Joint Venture between Stone Mill Suwan Co., Ltd., Thailand (80%), and Shwe Gabar Min Co., Ltd., Myanmar (20 %) in accordance with the Myanmar Investment Law and Rules.

2. The terms and conditions of the Permit are as follows:

(a) The term of the permitted project shall be an initial thirty (30) years commencing from the date of the issuance of the Permit by the Myanmar Investment Commission.

(b) The term of the Land Lease Agreement shall be an initial thirty (30) years commencing from the date of signing of the Lease Agreement between U Min Zaw Htwe (Lessor) and the Shwe Gabar Hlwan Company Limited (Lessee) subject to the approval of Myanmar Investment Commission.

(c) The annual rent for the Land totalling 7.500 acres shall be US$ 30,120 (United States Dollar thirty thousand, one hundred and twenty only).

(d) Shwe Gabar Hlwan Company Limited may apply for the right to use land under Chapter XII and exemptions and reliefs under Sections 77 and 78 of Chapter XVIII of the Myanmar Investment Law.

(e) Shwe Gabar Hlwan Company Limited shall exert its best efforts to achieve timely realization of the work stated in the application for the permit.

(f) Shwe Gabar Hlwan Company Limited shall uphold and respect the responsibilities of investors under Section 65 of the Myanmar Investment Law and Chapter XX of the Myanmar Investment Rules.

(g) Shwe Gabar Hlwan Company Limited shall carry out measures to prevent significant environmental impacts and monitor the situation in accordance with the relevant laws, rules, regulations and procedures.

(h) Shwe Gabar Hlwan Company Limited shall abide by the Fire Services Department's rules, regulations, directives and instructions. Moreover, Shwe Gabar Hlwan Company Limited shall undertake fire prevention measures such as the appropriate placement of water storage tanks, fire hooks, sand bags, and fire extinguishers. Training shall be provided to all employees regarding the use of fire fighting equipment. Shwe Gabar Hlwan Company Limited shall also appoint a Fire Safety Officer (FSO) responsible for on-site safety and coordination.

(i) Shwe Gabar Hlwan Company Limited shall seek the approval of the Myanmar Investment Commission regarding any sublease, mortgage, transfer of shares or transfer of the business to any person during the investment period in accordance with Section 72 of the Myanmar Investment Law and Rule 191 of the Myanmar Investment Rules.

(j) Shwe Gabar Hlwan Company Limited shall submit an annual report in the prescribed form to the Myanmar Investment Commission within three (3) months of the end of the financial year in accordance with Rule 196 of the Myanmar Investment Rules and shall disclose a summary of the report on its website or the Myanmar Investment Commission's website.

(k) Shwe Gabar Hlwan Company Limited shall submit its operating report quarterly in the prescribed form in accordance with Rule 197 of the Myanmar Investment Rules.

3. Shwe Gabar Hlwan Company Limited shall act in accordance with the laws, rules, regulations and stipulations of the relevant Union Ministries, governmental departments and governmental organizations in obtaining licences, permits or registrations as per Section 65 (d) of the Myanmar Investment Law.

4. Shwe Gabar Hlwan Company Limited shall submit five (5) copies of all approvals, licences, permits and similar authorizations relevant to the initial implementation of the investment and Joint Venture Agreement and the Lease Agreement to the Myanmar Investment Commission.

(Thaung Tun)
Chairperson

Shwe Gabar Hlwan Company Limited

cc:
1. The Office of the Union Government
2. Ministry of Home Affairs
3. Ministry of Office of the Union Government
4. Ministry of Transport and Communication
5. Ministry of Natural Resources and Environmental Conservation
6. Ministry of Labour, Immigration and Population
7. Ministry of Commerce
8. Ministry of Planning and Finance
9. Ministry of Investment and Foreign Economic Relations
10. Central Bank of Myanmar
11. Tanintharyi Region Investment Committee
12. Office of the Tanintharyi Region Government
13. Managing Director, Myanmar Port Authority
14. Director General, Department of Environmental Conservation
15. Director General, Directorate of Labour
16. Director General, Department of Trade
17. Director General, National Archives Department

18. Director General, Customs Department
19. Director General, Internal Revenue Department
20. Director General, Directorate of Investment and Company Administration
21. Tanintharyi Region Office, Directorate of Investment and Company Administration